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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|--|-------------|--------------------------|---------------------------|------------------------|
| 10/798,629 | 03/11/2004 | Douglas Harold Rollender | 29250-002319/US | 6663 |
| 30594 7590 11/28/2007 HARNESS, DICKEY & PIERCE, P.L.C. P.O. BOX 8910 RESTON, VA 20195 | | | EXAMINER TRAN, CONGVAN | |
| | | | ART UNIT 2617 | PAPER NUMBER |
| | | | MAIL DATE 11/28/2007 | DELIVERY MODE PAPER |

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

| | | | |
|------------------------------|--------------------------------------|--|--|
| Office Action Summary | Application No. 10/798,629 | Applicant(s) ROLLENDER, DOUGLAS HAROLD | |
| | Examiner CongVan Tran | Art Unit 2617 | |

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on ____.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-27 is/are pending in the application.
- 4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) ____ is/are allowed.
- 6) ☒ Claim(s) 1-27 is/are rejected.
- 7) ☐ Claim(s) ____ is/are objected to.
- 8) ☐ Claim(s) ____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on ____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. ____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|--|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) Paper No(s)/Mail Date. ____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) Paper No(s)/Mail Date ____ | 6) <input type="checkbox"/> Other: ____ |

DETAILED ACTION

1. This Office Action is in response to Amendment filed on March 03, 2006 and Appeal Briefs filed on Jul. 26, 2007.

Claim Rejections - 35 USC § 102

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

3. Claim 1-27 are rejected under 35 U.S.C. 102(b) as being anticipated by Maupin et al. (5,689,548).

Regarding claims 1, 5-7, Maupin discloses an emergency call back using MSC numbers, comprising: receiving from a public service answering point call center at least one tag identifier in response to the emergency call from the at least one wireless unit; (see fig.3, elements 30, 150(2), 110, col.4, lines 32-59 and its description); and transmitting to the public service answering point call center a wireless call back number corresponding with the at least one tag identifier in response to receiving the at least one tag identifier (see abstract, fig.3, element 30, 150(1), 110, col.4, lines 32-59 and its description).

Regarding claims 2-4, 9-10, 15-16, 19-21, 23-27, Maupin further discloses wherein the at least one tag identifier comprises a reference key to a database (see abstract, fig.3, element 30, 150(1), 110, col.4, lines 32-59 and its description).

Regarding claim 8, 11-13, Maupin discloses an emergency call back using MSC numbers, comprising: transmitting to the emergency call register and a public service answering point call center at least one tag identifier from a mobile switching center associated with the at least one wireless unit in response to the emergency call from the at least one wireless unit (see abstract, fig.3, elements 30, 100, 40, 150(1), 110, col.4, lines 32-59 and its description).

Regarding claims 14, 17, Maupin discloses an emergency call back using MSC numbers, comprising: transmitting at least one tag identifier from the emergency call register to the emergency service message entity (see fig.3, element 40, 150(1), 110 and col.4, lines 32-59 and its description); entering the at least one tag identifier into the emergency service message entity(see fig.3, element 40, 150(1), 110 and col.4, lines 32-59 and its description); and requesting the emergency callback corresponding with the entered at least one received tag identifier (see fig.3, element 40, 150(1), 110 and col.4, lines 32-59 and its description).

Regarding claim 18, Maupin discloses an emergency call back using MSC numbers, comprising: receiving at least one tag identifier at the emergency service message entity (see fig.3, 150(1), 110, and col.4, lines 32-59 and its description); entering the at least one tag identifier into the emergency service message entity (see fig.3, element 40, 150(1), 110 and col.4, lines 32-59 and its description); and requesting the emergency call corresponding with the entered at least one entered tag identifier (see abstract, col.1. lines 19-col.2, line 34, fig.3, 150(1), and col.4, lines 32-59 and its description).

Regarding claim 22, Maupin discloses an emergency call back using MSC numbers, comprising: transmitting at least one tag identifier from the mobile switching center associated with the at least one wireless unit to an emergency service message entity in response to the emergency call from the at least one wireless unit. (see abstract, col.1. lines 19-col.2, line 34, fig.3, element 30, 40, 150(1), and col.4, lines 32-59, col.5-6 and its description).

Conclusion

4. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to CongVan Tran whose telephone number is 571-272-7871. The examiner can normally be reached on Monday-Thursday.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Charles Appiah can be reached on 571-272-7904. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

CONGVAN TRAN
PRIMARY EXAMINER



CongVan Tran
Primary Examiner
Art Unit 2617

Nov. 15, 2007.